



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

March 27, 2006

VIA FAX (202-457-6315) & 1st CLASS MAIL

Benjamin L. Ginsberg, Esq.
Patton Boggs LLP
2550 M Street, NW
Washington, DC 20037

RE: MUR 5398
Donald Boucher

Dear Mr. Ginsberg:

On March 2, 2006, the Federal Election Commission accepted the signed Addendum and Conciliation of Civil Violations and civil penalty submitted on your client's behalf in settlement of a violation of 2 U.S.C. §§ 441b(a) and 441f, provisions of the Federal Election Campaign Act of 1971, as amended ("the Act"). Accordingly, the file has been closed in this matter.

Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). Information derived in connection with any conciliation attempt will not become public without the written consent of the respondent and the Commission. See 2 U.S.C. § 437g(a)(4)(B).

Enclosed you will find a copy of the fully executed Addendum and Conciliation of Civil Violations for your files. Please note that the civil penalty is due within 30 days of the conciliation agreement's effective date. If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "April J. Sands".

April J. Sands
Attorney

Enclosure
Addendum and Conciliation of Civil Violations

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IN THE UNITED STATES DISTRICT COURT FOR THE
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA	:	Criminal No.:
	:	
	:	VIOLATIONS
vs.	:	
	:	18 U.S.C. § 1001
DONALD M. BOUCHER	:	
	:	
Defendant.	:	
	:	

**ADDENDUM AND CONCILIATION OF CIVIL VIOLATIONS
UNDER JURISDICTION OF THE FEDERAL ELECTION COMMISSION**

1. Defendant BOUCHER acknowledges that the Federal Election Commission ("FEC") has civil jurisdiction over any violations of the Federal Election Campaign Act ("FECA") that are the subject matter of these proceedings, and further acknowledge that the FEC has the authority to seek civil remedies against him pursuant to 2 U.S.C. § 437g(a)(5). BOUCHER acknowledges that the FEC has initiated enforcement proceedings and found reason to believe that his conduct violated the FECA in connection with an investigation designated as Matter Under Review 5398.

2. Defendant BOUCHER admits that, as set forth in the accompanying Plea Agreement and Factual Basis for Plea, beginning in or about April 1997, and continuing until in or about December 2002, BOUCHER made or caused to be made approximately \$50,000 in prohibited corporate contributions to political committees. BOUCHER admits that this course of conduct caused numerous political committees to submit materially false statements to the FEC. BOUCHER does not contest that many, if not all, of his federal political contributions made during that period were in fact prohibited corporate contributions.

3. Defendant BOUCHER admits that he knowingly and willfully violated 2 U.S.C. § 441b and 2 U.S.C. § 441f by consenting to prohibited corporate contributions and by making,

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assisting in making, and permitting his name to be used to make, contributions in the name of another. Defendant BOUCHER agrees to cease and desist from violating 2 U.S.C. § 441b and 2 U.S.C. § 441f.

4. Defendant BOUCHER hereby agrees to pay the FEC a fine of \$50,000 pursuant to 2 U.S.C. § 437g(a)(5). The fine will be paid within 30 days of the acceptance of this Addendum by the FEC.


5. This Addendum is a final resolution of FEC Matter Under Review 5398 as to Defendant BOUCHER. See 2 U.S.C. § 437g(a)(4)(A)(i). This constitutes the entire agreement between BOUCHER and the FEC on the matter raised herein, and no other statement, promise, or agreement, either written or oral, made by either party or by agents of either party, that is not contained in this written agreement shall be enforceable.

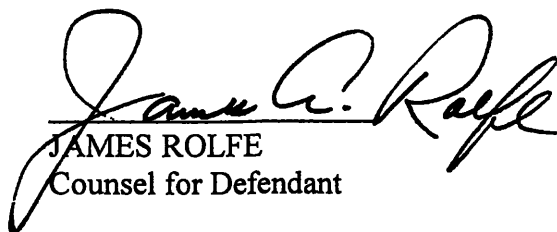
FOR THE DEFENDANT

FOR THE FEDERAL ELECTION
COMMISSION

LAWRENCE H. NORTON
General Counsel


DONALD M. BOUCHER

By: 
RHONDA J. VOSDINGH
Associate General Counsel
Federal Election Commission


JAMES ROLFE
Counsel for Defendant

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